



# Public Meeting

## Central Valley Regional Water Quality Control Board

Thursday, 22 April 2004 — 10:00 a.m.  
Friday, 23 April 2004 — 8:30 a.m.  
Central Valley Regional Water  
Quality Control Board  
\*11020 Sun Center Drive, #200  
Rancho Cordova, CA 95670-6114

**\*We have moved our office to 11020 Sun Center Drive, #200 Rancho Cordova, CA 95670. For directions please go to [http://www.swrcb.ca.gov/rwqcb5/contact\\_us/sacto\\_location.html](http://www.swrcb.ca.gov/rwqcb5/contact_us/sacto_location.html) or you may call Janice Tanaka at (916) 464-4839.**

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and to make decisions based on the information received.

Persons who want to submit written comments or evidence on any agenda item must comply with the **Meeting Procedures** described at the end of the listing of **Agenda** items. Persons wishing to speak at the meeting should complete an attendance card and provide it to staff. Although otherwise filling out the attendance card is voluntary, we do appreciate receiving a card from all persons in attendance.

Persons applying for, or actively supporting or opposing, waste discharge requirements before the Board must comply with legal requirements if they or their agents have or propose contributing more than \$250 to a Board member for an election campaign. Contact the Board office for details if you fall into this category.

*Items showing times will begin no sooner than indicated. Items are numbered for identification purposes only and may not be considered in order. They may, however, be delayed by previous items.*

Technical questions regarding agenda items should be directed to the responsible staff person whose name and direct phone number are indicated by the agenda item. If no staff person is listed, or for general questions and requests for agenda material, please contact Janice Tanaka at (916) 464-4839.

The facility is accessible to people with disabilities. Individuals requiring special accommodations are requested to contact Ms. Tanaka at (916) 464-4839 at least 5 working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Board agendas and the approved minutes of Board meetings are posted on the Regional Board's website at <http://www.swrcb.ca.gov/rwqcb5>.

A listing of pending applications for Water Quality Certifications, pursuant to section 401 of the Federal Clean Water Act, may be obtained from the Regional Board's Web Page at [http://www.swrcb.ca.gov/rwqcb5/public\\_notices](http://www.swrcb.ca.gov/rwqcb5/public_notices) or by calling Pat Gillum at (916) 464-4709.

The **Agenda** for this meeting begins on the next page.

**TIME LIMITATIONS**

**In order to move the Board meeting along in a timely manner, and assure time for adequate consideration of items later in the Agenda, the Chair may enforce maximum time limitations on each item. The goal is to complete all presentations, cross-examination, Board deliberation and voting within the allotted time. Allotted times are listed on the agenda following each item. Please consider the allotted time when preparing your presentations. Items with specific times listed will not be heard before that time but may be heard later.**

**THURSDAY – 22 APRIL 2004 – 10:00 a.m.**

**INTRODUCTIONS**

1. Introductions, pledge of allegiance, and approval of minutes from the Regular Meeting of 18/19 March 2004.
2. Meeting Rules and Procedures
3. Public Forum - *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting (5 minute time limit per subject) 10:00 a.m.*
4. Board Member Communications - *Regional Board Members and the State Board Liaison Member may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Board's jurisdiction. There will be no voting or formal action taken.*
5. Executive Officer's Report [available on the Internet at [http://www.swrcb.ca.gov/rwqcb5/monthly\\_board\\_report](http://www.swrcb.ca.gov/rwqcb5/monthly_board_report)]

**OTHER BUSINESS**

6. Water Quality Control Plan for the Sacramento River and San Joaquin River Basins, Amendment to Beneficial Uses for West Squaw Creek, Shasta County – *Consideration of a Resolution to Adopt Proposed Basin Plan Amendments and Certify Environmental Documents* [Phil Woodward (530) 224-4853] **(Time Limit – 90 minutes)** ([http://www.swrcb.ca.gov/rwqcb5/board\\_meetings/0404/westsquaw.pdf](http://www.swrcb.ca.gov/rwqcb5/board_meetings/0404/westsquaw.pdf))

**WASTE DISCHARGE REQUIREMENTS**

7. Calpine Siskiyou Geothermal Partners, L.P., and CPN Telephone Flat, Inc., and U.S. Department of Agriculture, Forest Service and U.S. Department of Interior, Bureau of Land Management, Glass Mountain Unit Geothermal Exploration and Development Projects, Siskiyou County - *Consideration of Revised Waste Discharge Requirements* [James Rohrbach (530) 224-4859] **(Time Limit – 45 minutes)** ([http://www.swrcb.ca.gov/rwqcb5/board\\_meetings/0404/Calpine.pdf](http://www.swrcb.ca.gov/rwqcb5/board_meetings/0404/Calpine.pdf))

**ENFORCEMENT**

8. City of Lodi, Guild Cleaners, Inc, Odd Fellows Hall Association of Lodi, Estate of Dwight Alquist, Lodi News Sentinel, Beckman Capitol Corporation, Lodi, San Joaquin County – *Consideration of a Cleanup and Abatement Order* [Duncan Austin (916) 464-4712] **(Time Limit – 90 minutes)** (main document: [http://www.swrcb.ca.gov/rwqcb5/board\\_meetings/0404/lodi.pdf](http://www.swrcb.ca.gov/rwqcb5/board_meetings/0404/lodi.pdf). Comment letters: [http://www.swrcb.ca.gov/rwqcb5/board\\_meetings/0404/lodicomments.pdf](http://www.swrcb.ca.gov/rwqcb5/board_meetings/0404/lodicomments.pdf))
9. Pacific Life Insurance Company, Roebbelen Land Company, Mr. Hans Roebbelen, Mr. David Thuleen, Mr. Kenneth Roebbelen, Mr. Terence Street, Mr. George Carrere, Mr. Jerry Enwald, Ms. Caralee Enwald, Enwald Enterprises, Inc., and Bay Granite, Inc., Former Service Cleaners, The County Fair Mall, Woodland, Yolo County – *Consideration of a Cleanup and Abatement Order* [Devra Lewis (916) 464-4719] **(Time Limit – 45 minutes)** ([http://www.swrcb.ca.gov/rwqcb5/board\\_meetings/0404/servicecleaners.pdf](http://www.swrcb.ca.gov/rwqcb5/board_meetings/0404/servicecleaners.pdf))

**FRIDAY – 23 APRIL 2004 – 8:30 a.m.**

10. Introductions and pledge of allegiance.
11. Meeting Rules and Procedures

12. Public Forum - *Any member of the public may address the Board on any matter within the Board's jurisdiction and not scheduled for consideration at this meeting (5 minute time limit per subject) 8:30 a.m.*
13. The Board will be asked to approve items 18 through 22 with no discussion if no one is here to testify about them; see pages 4 and 5 for a description/listing of items – **8:30 a.m.**

#### ENFORCEMENT

14. United States Air Force, Beale Air Force Base, Wastewater Treatment Plant, Yuba County – *Consideration of NPDES Permit Renewal and Cease and Desist Order* [Trinh Pham (916) 464-4761] (**Time Limit – 45 minutes**) ([http://www.swrcb.ca.gov/rwqcb5/board\\_meetings/0404/BealeAFB.pdf](http://www.swrcb.ca.gov/rwqcb5/board_meetings/0404/BealeAFB.pdf))
15. ~~City of Live Oak, Wastewater Treatment Plant, Sutter County – *Consideration of NPDES Permit Renewal and Cease and Desist Order* [Melissa Hall (916) 464-4757] (**Time Limit – 45 minutes**).~~ **This item has been pulled from the meeting agenda.**
16. Placer County Department of Facility Services, Placer County Sewer Maintenance District No. 1, Wastewater Treatment Plant, Placer County – *Consideration of NPDES Permit Renewal and Cease and Desist Order* – [Richard McHenry (916) 464-4655] (**Time Limit – 90 minutes**) ([http://www.swrcb.ca.gov/rwqcb5/board\\_meetings/0404/smd.pdf](http://www.swrcb.ca.gov/rwqcb5/board_meetings/0404/smd.pdf))

#### OTHER BUSINESS

17. Water Quality Control Plan for the Sacramento River and San Joaquin River Basins, Amendment to Establish a Total Maximum Daily Load (TMDL) for Dissolved Oxygen in the San Joaquin River – *A Workshop* [Mark Gowdy (916) 464-4717] (**Time Limit – 120 minutes**) ([http://www.swrcb.ca.gov/rwqcb5/board\\_meetings/0404/sjrdo.pdf](http://www.swrcb.ca.gov/rwqcb5/board_meetings/0404/sjrdo.pdf))

#### UNCONTESTED ITEMS CALENDAR

**Uncontested items are expected to be routine and noncontroversial; recommendations will be acted on without discussion. If any interested party, Board, or staff member requests discussion, the item may be removed from the Uncontested Items Calendar and taken up in the regular agenda order, or in an order determined by the Board Chair – 8:30 a.m.**

#### OTHER BUSINESS

18. Abandoned and Recalcitrant Site Priority List for Leaking Underground Storage Tanks - *Consideration of Adoption of Priority List for the FY 2004-2005* [Gordon Boggs (916) 464-4839] ([http://www.swrcb.ca.gov/rwqcb5/board\\_meetings/0404/ear.pdf](http://www.swrcb.ca.gov/rwqcb5/board_meetings/0404/ear.pdf))

#### ENFORCEMENT

19. Chester Public Utility District, Chester Sewage Treatment Plant, Plumas County – *Consideration of NPDES Renewal and Cease and Desist Order* [Ray Bruun (530) 224-3249]

#### WASTE DISCHARGE REQUIREMENTS

20. Uncontested Change of Name and/or Ownership
  - a. River Pines Public Utility District, River Pines Wastewater Treatment Plant, Amador County, Order No. 85-291
  - b. New Education Development Systems, Inc., Aetna Springs Education and Recreational Retreat Facility, Pope Valley, Order No. 86-188
  - c. Mega Sand, Inc. Sacramento River Sand Dredging, Solano County, Order No. 90-019
  - d. Coarsegold Village Limited Partnership, Oak Creek Mobile Home Park, Madera County, Order No. 97-197
  - e. Amador Water Agency, County Service Area #3 Lake Camanche Wastewater Treatment Plant, Amador County, Order No. 5-01-033
21. Uncontested Rescissions

- a. D. Becarris Ltd, dba M&CP Farms, Glenn County, Order No. 94-339
- b. West Coast Tomato of California, San Joaquin County, Waste Discharge Requirements Order No. 95-158
- c. DeLallo Italia Foods, Inc, dba Ehmann Olives, Butte County, Order No. 97-222
- d. Mr. Steve Siedenglanz, The Riffles RV Park, Butte County, Order No. 98-225
- e. DazDiva Corporation, Hood Cold Storage Facility, Sacramento County, Order No. 5-00-009
- f. City of Kerman's Wastewater Treatment Facility, Fresno County, Order No. 5-00-127
- g. Rosboro Lumber Company, Interim Groundwater Remediation System, Yuba County, Order No. 5-00-139
- h. Crain Walnut Shelling, Inc., Tehama County, Order No. 5-01-019

## 22. Uncontested Waste Discharge Requirements

- a. Mitigated Negative Declaration for Aera Energy LLC, West Belridge Wastewater Disposal Impoundments, Kern County
- b. Aera Energy LLC, West Belridge Wastewater Disposal Impoundments, Kern County (new)
- c. United States Department Of The Army, Riverbank Army Ammunition Plant, In Situ Chromium Reduction Treatability Pilot Study, Stanislaus County (new)
- d. John Taylor Fertilizers Co., Yuba City Facility, Enhanced Bioremediation Project, Sutter County (new)
- e. Bob Ferguson - Independent, Government - Ferguson Lease, Asphalt Oilfield, Kern County (update)
- f. Cather-Herley Oil Company, California Federal A Lease, Asphalt Oilfield, Kern County (update)
- g. Crimson Resource Management Corp., Asphalt Standard Lease, Asphalt Oilfield, Kern County (update)
- h. Yuba County Department of Public Works, United States Bureau of Land Management, Ponderosa Landfill, Class III Landfill, Post-Closure Maintenance and Corrective Action, Yuba County (update)
- i. Jaswant S. Bains, Sacramento Packing Prune Processing, Sutter County (revision)
- j. U.S. Army Corps of Engineers, Department of Water Resources and Port of Stockton, Stockton Deep Water Ship Channel Maintenance Dredging Activities Channel Mile 4.4 to 41.0, Contra Costa, Sacramento and San Joaquin Counties (revision)
- k. Plumas County and U.S. Department of Agriculture Forest Service, For Corrective Action and Closure of Gopher Hill Class III Municipal Solid Waste Landfill and Class II Surface Impoundment, Plumas County (revision)

23. The Regional Board may meet in closed session on Thursday or Friday to consider personnel matters [Authority: Government Code Section 11126(a)]; to deliberate on a decision to be reached based upon evidence introduced in a hearing [Authority: Government Code Section 11126(c)(3)]; or to discuss matters in litigation, including discussion of initiated litigation, significant exposure to litigation, or decisions to initiate litigation [Authority: Government Code Section 11126(e)]. Litigation items that may be discussed are:

1. *CVRWQCB, et al. v. Aerojet-General Corp., et al*, Sacramento Co. Sup. Ct. No. 286073, consolidated with Nos. 288302 and 291981; *CVRWQCB, et al. v. Aerojet-General Corp., et al.*, USDC (EDCal) No. CIV-S-86-0064-EJG (consolidated with *U.S. v. Aerojet-General Corp., et al.*, USDC (EDCal) No. CIV-S-86-0063-EJG).
2. *American States Water Co., et al., v. CVRWQCB, et al.*, Sacramento Co. Sup. Ct. No. 99AS05947.
3. *Sacramento Regional Co. Sanitation Dist. v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 98CS01702.
4. *State of Calif., CVRWQCB, et al. v. Iron Mountain Mines, Inc., et al.*, USDC (EDCal) No. CIV-S-91-1167-DFL-PAN and *U.S. v. Iron Mountain Mines, Inc., et al.*, USDC (EDCal) No. S-91-0768 DFL/JFM.
5. *State of Calif. ex rel CIWMB, et al. v. Edward J. Filbin, et al.* (Westley Tire Fire).
6. *San Francisco Baykeeper, Inc., et al. v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 99CS02722. (Toxic Hot Spots)
7. *CVRWQCB v. Cedar Point Properties, Inc., Daniel R. Kennedy, et al.*, Plumas Co. Sup. Ct. No. 19897 (Walker Mine)
8. *Coalition for Alternatives to Kiefer Landfill v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No. 01CS00728.
9. *CVRWQCB v. A Greener Globe Corp., et al.*, Placer Co. Sup. Ct. No. SCV11383.
10. *CVRWQCB v. Sonora Mining Corp., et al.*, Tuolumne Co. Sup. Ct. No. CV 486 (Jamestown Mine).
11. *Original Sixteen to One Mine, Inc. v. CVRWQCB*, Sierra Co. Sup. Ct. No. 5511.
12. *City of Brentwood v. CVRWQCB*, Contra Costa Co. Sup. Ct. No. 2-0160.
13. *State of Calif., City of Lodi v. M&P Investments, et al.*, USDC (EDCal) No. CIV S-00-2441 FCD.
14. *City of Merced, et al., v. R.A. Fields, CVRWQCB*, U.S. Court of Appeals (Ninth Cir.) D.C. No. CV-F 92-5627 (REC/DLB) EDCal; *City of Merced, et al., v. R.A. Fields, et al.*, USDC (EDCal) No. CV-F 92-5627 REC/DLB.
15. *National Park Service, El Portal WWTF, Administrative Civil Liability Order No. 5-01-031.*
16. *Petitions of Meridian Beartrack Co., et al.*, SWRCB/OCC Files A-1369, A-1469, A-1569.
17. *Petitions of (1) DeltaKeeper; San Francisco BayKeeper; Natural Resources Defense Council; California Public Interest Research Group; The Ocean Conservancy; California Sportfishing Protection Alliance and (2) Agricultural Water Quality Coalition, for Review of the Agricultural Return Flow Waiver*, SWRCB/OCC Files A-1536(a) and A-1536.
18. *Deltakeeper, et al v. CVRWQCB*, Sacramento Co. Sup. Ct. No. 03CS00032 (Ag Waiver CEQA lawsuit).
19. *City of Stockton v. SWRCB et al.*, San Joaquin Co. Sup. Ct. No. CVO20665 (NPDES permit).
20. *City of Vacaville v. SWRCB et al.*, Solano Co. Sup. Ct. No. FCSO20945 (NPDES permit).
21. *Deltakeeper, et al v. CVRWQCB*, Alameda Co. Sup. Ct. (Timber Harvest Waiver lawsuit)
22. *The Cities of Elk Grove, Folsom, Sacramento and County of Sacramento v. SWRCB, et al.*, Sacramento Co. Sup. Ct. No.

03CS00685 (*Municipal storm water permit lawsuit*).

23. **Petition of DeltaKeeper, et al.**, for Review of WDRs Order No. R5-2003-0003, NPDES Permit for University of California, Davis Wastewater Treatment Plant, SWRCB/OCC File A-1551.
24. **Petition of Yuba City**, for Review of WDRs Order No. R5-2003-0085 and Cease and Desist Order No. R5-2003-0086, SWRCB/OCC File A-1580.
25. **City of Yuba City v. Regional Water Quality Control Board, Central Valley Region**, Sacramento Co. Sup. Ct., 03CS01038.
26. **Petition of City of Woodland**, for Review of WDRs Order No. R5-2003-0031 (NPDES No. CA0077950) and Cease and Desist Order No. R5-2003-0032, SWRCB/OCC File A-1561.
27. **Petition of City of Chico**, Review of Cleanup and Abatement Order No. R5-2003-0707, SWRCB/OCC File A-1575.
28. **Petition of Butte County**, for Review of Cleanup and Abatement Order No. R5-2003-0707, SWRCB/OCC File A-1575(a).
29. **Petition of Edmund and Juli Johnson**, Review of Cleanup and Abatement Order No. R5-2003-0707, SWRCB/OCC File A-1575(b).
30. **Petition of California Park Association**, for review of Cleanup and Abatement Order No. R5-2003-0707, SWRCB/OCC File A-1575-c.
31. **Petition of Wine Institute and Family Winemakers of California**, Review of General Waste Discharge Requirements Order No. R5-2003-0029, SWRCB/OCC File A-1563.
32. **County of Sacramento v. SWRCB and CVRWQCB**, Sacramento Co. Sup. Ct. No. 03CS01521
33. **Petition for Stay and Review of Decision of CVRWQCB to Withdraw Administrative Civil Liability Complaint R5-2003-0514, and Refer the Matter to the California Attorney General, filed with the SWRCB by AKT Development Corporation and Sunridge Development, LLC**, OCC File No. A-1625.
34. **State of California, CVRWQCB v. AKT Development Corporation and Sunridge Development, LLC**.
35. **California Farm Bureau v. SWRCB and CVRWQCB**, Sacramento Co. Sup. Ct., 04CS00264 (2004 Ag Waiver lawsuit)
36. **Deltakeeper et al v. CVRWQCB and SWRCB**, Sacramento Co. Sup. Ct., 04CS00235 (2004 Ag Waiver lawsuit)
37. **City of Stockton and San Joaquin County v. CVRWQCB** (*Municipal storm water permit*)
38. **City of Vacaville v. SWRCB and CVRWQCB and California Association of Sanitation Agencies v. SWRCB and CVRWQCB**, Contra Costa Co. Sup. Ct., Case No. CIV MSN03-0956.
39. **Kern Ridge Growers, LLC v. SWRCB and CVRWQCB**, Kern Co. Sup. Ct., Case No. S-1500-CV 252327NFT.